

**United States District Court
Northern District of New York**

Thomas Welfel,)	Case 6:21-cv-00648-TJM-ML
<i>Plaintiff,</i>)	
)	
vs.)	Thomas J. McAvoy
)	Senior Judge
)	
Kilolo Kijakazi,)	Miroslav Lovric
Acting Commissioner of the Social)	U.S. Magistrate Judge
Security Administration)	
<i>Defendant.</i>)	

Parties' Stipulation for Remand

The parties stipulate that defendant's final decision be reversed and that this action be remanded for further administrative proceedings pursuant to the fourth sentence of 42 U.S.C. § 405(g). On remand, the Appeals Council will direct the ALJ to reevaluate the opinion evidence and reassess plaintiff's residual functional capacity; if necessary, obtain supplemental vocational expert testimony to further evaluate whether plaintiff can perform other work in the national economy through the date last insured; offer plaintiff the opportunity for a hearing; take further action to complete the administrative record; and issue a new decision.

The parties consent to the entry of judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

Respectfully Submitted,

Kilolo Kijakazi,
By Her Attorneys

Thomas Welfel,
By His Attorney

Carla B. Freedman,
United States Attorney

/s/ Luis Pere

Luis Pere
Special Assistant United States Attorney
N.D.N.Y. Bar Roll No. 701031
Social Security Administration, OGC
J.F.K. Federal Building, Room 625
Boston, MA 02203
(617) 565-4277
Luis.pere@ssa.gov

/s/ Peter W. Antonowicz¹

Peter W. Antonowicz
Office of Peter W. Antonowicz
148 West Dominick Street
Rome, NY 13440
(315) 337-4008
peter@disabilitya-z.com

¹ Signed by Luis Pere with Mr. Antonowicz's permission.

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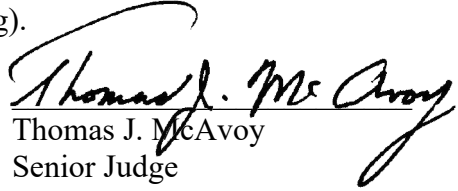
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Order

This matter is before the Court on the parties' stipulation to remand of this case for further administrative proceedings, pursuant to the fourth sentence of 42 U.S.C. § 405(g).

It is hereby ORDERED that this case should be remanded for further administrative proceedings under 42 U.S.C. § 405(g).

Dated: April 5, 2022


Thomas J. McAvoy
Senior Judge